

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

ASHLEY WHITED and FRANCISCO
HERRERA

Defendant.

8:19CR202

ORDER

This matter is before the court on Defendant Whited's Unopposed Motion to Continue [55]. Based on the reasons set forth in the motion, the court finds good cause has been shown and the motion should be granted. Accordingly,

IT IS ORDERED that Defendant Whited's Unopposed Motion to Continue [55] is granted as follows:

1. The jury trial, **as to both defendants**, now set for December 17, 2019, is continued to **February 25, 2020**.
2. In accordance with 18 U.S.C. § 3161(h)(7)(A), the court finds that the ends of justice will be served by granting this continuance and outweigh the interests of the public and the defendants in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **today's date and February 25, 2020** shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act. Failure to grant a continuance would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(6), (7)(A) & (B)(iv).

Dated this 13th day of December 2019.

BY THE COURT:

s/Susan M. Bazis
United States Magistrate Judge